IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

WRIT PETITION NO. 2149 OF 2005

Gurmukh Shripad Ogale.
.. Petitioner.

Vs.

The State of Maharashtra and anr.
.. Respondent.

Mr. H.S. Venegaonkar for the Petitioner.

.....

CORAM :B.H. MARLAPALLE,J.
DATED : 11TH APRIL,2005.

P.C.:

1. Not on board. Upon mentioning taken on board.

2. The show cause notice was issued to the petitioner on 27.8.2002 and order was passed on 22.3.2005. In any case the order of recovery is an appealable order under the Employees Provident Fund and Misc. Act, 1952. It would not be therefore, proper to invoke the writ jurisdiction merely on the ground that the petitioner came to know about the said recovery through the communication on 23.5.2005 addressed to his Advocate Mr.Mahesh Pawar.

3. Petition is therefore, rejected with liberty to approach the lower appellate authority.

4. C.C. expedited.

(B.H.MARLAPALLE, J)